



Signed and Filed: June 19, 2017

A handwritten signature in black ink, appearing to read "Hannah L. Blumenstiel".

HANNAH L. BLUMENSTIEL  
U.S. Bankruptcy Judge  
UNITED STATES BANKRUPTCY COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

In re: ) Case No. 17-30065 HLB  
GLORIA V ARCHILA, ) Chapter 13  
Debtor(s). )

**ORDER RE TRUSTEE'S MOTION TO DISMISS**

On May 11, 2017, the Trustee filed a motion to dismiss the above-captioned Chapter 13 case for lack of prosecution (the "Motion"). Debtor has opposed the Motion.

The Motion asserts that Debtor did not prosecute this case because the Trustee requested certain actions be taken, and Debtor failed to act on these requests. Upon due consideration, the court finds and concludes the following in accordance with each of the Trustee's arguments as enumerated in the attachment to the Motion:

(1) Debtor has filed and served an amended plan and notice an opportunity for hearing on all creditors which appears to satisfy the Trustee's request.

(2) Wells Fargo Bank withdrew its objection to confirmation on June 12, 2017 which appears to satisfy the Trustee's request.

ORDER RE TRUSTEE'S MOTION TO  
DISMISS

1 (3) Debtor has filed an amended plan which appears to  
2 satisfy the Trustee's request.

3 (4) Debtor filed an amended Schedule J reducing the monthly  
4 expense for home maintenance, repair, and upkeep  
5 expenses from \$250 to \$175, but has not provided the  
6 requested verification of the expense. Accordingly,  
7 the Trustee's argument is well-taken.

8 (5) Debtor filed a verification of her HOA expense,  
9 however, the document contained personally identifiable  
10 information and has been restricted from public access  
11 by the court. Accordingly, the Trustee's argument is  
12 well-taken.

13 (6) Debtor filed a verification of her claimed homestead  
14 exemption; however, the document contained personally  
15 identifiable information has been restricted from  
16 public access by the court. Accordingly, the Trustee's  
17 argument is well-taken.

18 Accordingly, the court hereby **ORDERS** that Debtor(s) shall  
19 perform the following on or before **July 5, 2017**:

- 20 - **Provide the Trustee with verification of monthly expense**
- 21 **for home maintenance, repair, and upkeep expenses in the**
- 22 **amount of \$175.00.**
- 23 - **File a properly redacted verification of her HOA expense.**
- 24 - **File a properly redacted verification of her claimed**
- 25 **homestead exemption.**

26 If Debtor(s) complies timely and fully with the terms of  
27 this order, the Motion is **DENIED**.

1 If Debtor(s) fails to comply timely and fully with the  
2 terms of this order, the Trustee shall file and serve a  
3 declaration under penalty of perjury detailing why Debtor(s) has  
4 failed to comply, **and shall upload an order granting the Motion**  
5 **and dismissing the case.** The hearing on the Motion set for June  
6 21, 2017 is vacated.

7  
8 **\*\*END OF ORDER\*\***  
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Court Service List

[None]